

## REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: December 13, 2005

ANALYST: Karen Trainer

I. COMMITTEE: Planned Parenthood Action Fund Inc. PAC (Planned Parenthood Federal PAC)  
(C00314617)  
Chris Korsmo, Treasurer (04/25/05-Present)  
Lucy Karl, Treasurer (07/05/02-04/24/05)  
1780 Massachusetts Avenue NW  
Washington, DC 20036

II. RELEVANT STATUTE: 2 U.S.C. §434(b)(2)(A)  
2 U.S.C. §434(b)(2)(J)  
2 U.S.C. §434(b)(3)(A)  
2 U.S.C. §434(b)(4)(H)(v)  
11 C.F.R. §104.3(a)(2)(i)(B)  
11 C.F.R. §104.3(a)(2)(viii)  
11 C.F.R. §104.3(a)(4)(i)  
11 C.F.R. §104.3(b)(1)(ix)

III. BACKGROUND:

**Failure to Provide Supporting Schedules (Failure to Disclose All Financial Activity)**

Planned Parenthood Action Fund Inc. PAC (Planned Parenthood Federal PAC) ("the Committee") filed an Amended 2004 30 Day Post-General Report on January 31, 2005 disclosing additional receipts totaling \$135,204.00 and additional disbursements totaling \$71,503.29. Additionally, the Committee failed to disclose the source of \$71,924.00 in receipts reported on the Amended 2004 30 Day Post-General Report (Attachment 2).

On December 2, 2004, the Committee filed its original 2004 30 Day Post-General Report covering the period from October 14, 2004 through November 22, 2004 (Image 24981594445). The report disclosed \$23,816.00 on Line 11(a)(ii) (Unitemized Contributions from Individuals/Persons Other Than Political Committees), \$0.00 on Line 16 (Refunds of Contributions Made to Federal Candidates and Other Political

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Committees), \$141.31 on Line 17 (Other Federal Receipts) and \$5,000.00 on Line 29 (Other Disbursements) of the Detailed Summary Page (Images 24981594447-8).

On January 31, 2005, the Committee filed an Amended 2004 30 Day Post-General Report (Image 25980405763). This report disclosed \$24,096.00 on Line 11(a)(ii) (Unitemized Contributions from Individuals/Persons Other Than Political Committees), \$3,000.00 on Line 16 (Refunds of Contributions Made to Federal Candidates and Other Political Committees), \$132,065.31 on Line 17 (Other Federal Receipts) and \$81,503.29 on Line 29 (Other Disbursements) (Images 25980405765-6). The report also disclosed \$71,924.00 in receipts on Line 17 which failed to identify the contributor's name or address<sup>1</sup> (Images 25980405775-79).

On February 16, 2005, the Reports Analysis Division ("RAD") analyst met with the Committee's Counsel, Holly Schadler, at Ms. Schadler's request. Counsel stated that the Committee had filed amendments to several reports to disclose receipts that had been inadvertently deposited into the Committee's account. She explained that the receipts were contributions from individuals that were not intended for the Committee, but rather for the connected organization. She further stated that the Committee was doing its best to completely and accurately disclose its activity. The Analyst explained that the Committee needed to disclose the source of those receipts for the public record. Ms. Schadler admitted that some of the contributions were over \$200.00 and needed to be itemized. She explained that since the contributors had not intended to contribute to the Committee, they may not want their contribution itemized on the report; but she would speak with others at the Committee and contact the Analyst if the Committee was not willing to disclose the identification of the individuals (Attachment 3).

On April 15, 2005, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2004 30 Day Post-General Report, received January 31, 2005. The RFAI asked for clarification regarding the \$135,204.00 in additional receipts and the \$76,503.29<sup>2</sup> in additional disbursements that were not disclosed on the Committee's original 2004 30 Day Post-General Report. Furthermore, the RFAI sought clarification regarding the source of the apparent prohibited and/or impermissible receipts identified as "inadvertent deposit due to clerical error"<sup>3</sup> (Image 25038781214).

On May 16, 2005, the Committee filed a miscellaneous electronic submission that stated, "These receipts and disbursements were disclosed on the amended report after a review of the PAC accounts initiated at the end of 2004. The receipts totaling \$71,924.00 disclosed on Schedule A, Line 17, were incorrectly deposited in the account of Planned Parenthood Action Fund PAC." (Image 25990834766)

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<sup>1</sup> These receipts were not disclosed on the original 2004 30 Day Post-General Report.

<sup>2</sup> The Committee's original 2004 30 Day Post-General Report filed on December 2, 2004, disclosed \$245,500.00 on Line 23 (Contributions to Federal Candidates/Committees). However, the Amended 2004 30 Day Post-General Report filed on January 31, 2005 disclosed \$240,500.00 on Line 23, a decrease of \$5,000.00, thus reducing the overall increase in disbursements for the amended report to \$71,503.29.

<sup>3</sup> The apparent prohibited/impermissible receipts were transferred out of the Committee's account within 60 days of receipt.

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On May 25, 2005, the RAD analyst left a voicemail message for the Committee's Treasurer, Chris Korsmo. The Analyst explained that although the Committee had provided clarification regarding the increase in activity, the issue was still referable to the Office of General Counsel (OGC) and the Committee had one week to submit any additional information concerning the matter (Attachment 4).

On June 3, 2005, Holly Schadler, Committee Counsel, left a voicemail message for the RAD analyst. The message stated that the Committee was willing to help with any outstanding issues. The Analyst left Ms. Schadler a voicemail message stating that although the Committee had submitted clarification regarding the increase in activity on the Amended 30 Day Post-General Report, there was a significant amount of activity on the amended report that had not been disclosed on the original report. The analyst also stated that the Committee still had not disclosed the source of the receipts on Line 17 of the Detailed Summary Page. The Analyst explained that the Committee should submit any further information as soon as possible (Attachment 5).

On June 6, 2005, Ms. Schadler returned the RAD analyst's call. The Analyst again explained that the Commission was providing the Committee another opportunity to submit further information on the increase in activity and the source of the receipts before the matter was referred to OGC. Ms. Schadler stated that the additional activity had been discovered after the original report was submitted. She explained that the Committee had transferred the funds out as soon as they discovered the error. Counsel stated that she would speak with the Committee regarding the pending referral, but believed that they did not have any further information to submit (Attachment 6).

On October 3, 2005, the RAD analyst left a voicemail message for Ms. Schadler regarding the pending OGC referral for the Committee's Amended 2004 30 Day Post-General Report. The Analyst stated that although the Committee could not correct the increase in activity on the amended report, if the Committee provided further information regarding the source of the funds, that issue would not be included in the OGC referral. The Analyst asked that the Committee submit any further clarifying information within one week (Attachment 7).

On October 7, 2005, Ms. Schadler returned the RAD analyst's call. She stated that the Committee was unwilling to provide any further information regarding the source of the funds on the Amended 2004 30 Day Post-General Report (Attachment 8).

To date, no further communication has been received from the Committee regarding this matter.

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PLANNED PARENTHOOD ACTION FUND INC. PAC (PLANNED PARENTHOOD FEDERAL PAC)

IN-PARTY QUALIFIED

ID #C00314617

Karl, Lucy  
 1780 Massachusetts Avenue NW Washington

DC 20036

FILING FREQUENCY: MONTHLY

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
1			A	2/28/2003	6	23990478768						
1			A	4/14/2003	6	23990707644						
MS			M	1/31/2003	1	23990270210						
MS			O	3/14/2003	2	23038012706						
MS			T	3/24/2003	2	23990596613						
MS			T	12/11/2003	1	23992438726						
MS			M	1/30/2004	1	24990316479						
MS			T	4/30/2004	2	24991208133						
MS			O	5/18/2004	2	24038413014						
MS			2	10/29/2004	3	24971892421						
MS			T	12/30/2004	2	24981918847						
RQ	M3	2		3/31/2004	4	24038350130	2/01/2004 2/29/2004					
RQ	M4	2		5/19/2004	4	24038414146	3/01/2004 3/31/2004					
RQ	M9	2		10/20/2004	4	24038581361	8/01/2004 8/31/2004					
RQ	M10	2		12/03/2004	5	24038643193	9/01/2004 9/30/2004					
RQ	12G	2		4/15/2005	3	25038781200	10/01/2004 10/13/2004					
RQ	30G	2		1/05/2005	4	25038682342	10/14/2004 11/22/2004					
RQ	30G	2		4/15/2005	3	25038781214	10/14/2004 11/22/2004					
RQ	YE	2		4/22/2005	3	25038783444	11/23/2004 12/31/2004					
3	MY	N	P	7/30/2003	14	23991606198	1/01/2003 6/30/2003	245534	16880	24831	237583	0
3	MY	A	P	10/27/2003	14	23992214662	1/01/2003 6/30/2003	13527	16880	24831	5576	0
3	YE	N	P	1/30/2004	11	24990315004	7/01/2003 12/31/2003	5576	8188	7264	6500	0
3	YE	A	P	3/19/2004	14	24990817609	7/01/2003 12/31/2003	5576	11399	12264	4711	0
3	M2	N	P	2/20/2004	10	24990584171	1/01/2004 1/31/2004	6500	9611	12000	4111	0
3	M2	A	P	3/24/2004	7	24990865686	1/01/2004 1/31/2004	4711	6000	8000	2711	0
3	M3	N	P	3/19/2004	16	24990817680	2/01/2004 2/29/2004	2711	69460	14500	57671	0

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PLANNED PARENTHOOD ACTION FUND INC. PAC (PLANNED PARENTHOOD FEDERAL PAC) NON-PARTY QUALIFIED ID #C00314617  
 Karl, Lucy 1780 Massachusetts Avenue NW Washington DC 20036  
 FILING FREQUENCY: MONTHLY

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
3	M3	A	P	4/30/2004	16	24991208115	2/01/2004 2/29/2004	2711	69460	14500	57671	0
3	M4	N	P	4/20/2004	41	24991131187	3/01/2004 3/31/2004	57671	153248	57222	153697	0
3	M4	A	P	4/27/2004	44	24991186750	3/01/2004 3/31/2004	57671	159858	57222	160307	0
3	M4	A	P	6/18/2004	45	24961643650	3/01/2004 3/31/2004	57671	159858	57222	160307	0
3	M4	A	P	7/20/2004	44	24991223887	3/01/2004 3/31/2004	57671	159858	57222	160307	0
3	M5	N	P	5/20/2004	17	24961433423	4/01/2004 4/30/2004	160307	51343	9680	201970	0
3	M5	A	P	6/18/2004	18	24961643695	4/01/2004 4/30/2004	160307	51343	9680	201970	0
3	M5	A	P	7/20/2004	18	24961928729	4/01/2004 4/30/2004	160307	51343	9680	201970	0
3	M6	N	P	6/18/2004	22	24981225606	5/01/2004 5/31/2004	201970	28090	45500	184561	0
3	M6	A	P	7/20/2004	23	24961928878	5/01/2004 5/31/2004	201970	28090	45500	184561	0
3	M7	N	P	7/20/2004	17	24961928902	6/01/2004 6/30/2004	184561	8692	43350	149903	0
3	M8	N	P	8/20/2004	27	24981270075	7/01/2004 7/31/2004	149903	89714	7012	232604	0
3	M9	N	P	9/20/2004	27	24971539297	8/01/2004 8/31/2004	232604	76615	102000	207220	0
3	M10	N	P	10/20/2004	44	24962622493	9/01/2004 9/30/2004	207220	84759	118098	173881	0
3	M10	A	P	12/30/2004	44	24981918913	9/01/2004 9/30/2004	207220	84759	118098	173881	0
3	M10	A	P	12/30/2004	4	24038674843	9/01/2004 9/30/2004	-	-	-	-	-
3	12G	N	P	10/21/2004	15	24981426056	10/01/2004 10/13/2004	173881	27659	211	201328	0
3	12G	A	P	1/31/2005	17	25980405707	10/01/2004 10/13/2004	173881	50059	211	223728	0
3	30G	N	P	12/02/2004	65	24981594445	10/14/2004 11/22/2004	201328	27357	274893	46207-	0
3	30G	A	P	1/31/2005	71	25980405763	10/14/2004 11/22/2004	223728	162561	346396	39893	0
3	YE	N	P	1/31/2005	22	25980405842	11/23/2004 12/31/2004	39893	29375	68208	1059	0
TOTAL									844805	857272		

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PLANNED PARENTHOOD ACTION FUND INC. PAC (PLANNED PARENTHOOD FEDERAL PAC)  
 Korsmo, Chris  
 FILING FREQUENCY: QUARTERLY

1780 Massachusetts Avenue NW

Washington

NON-PARTY QUALIFIED  
 DC 20036

ID #C00314617

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
1			A	4/25/2005	6	25990576683						
1			A	10/21/2005	6	25971397052						
MS			M	2/04/2005	1	25970150165						
MS			O	2/23/2005	2	25038741852						
MS			T	5/16/2005	1	25990834636						
MS			T	5/16/2005	1	25990834766						
MS			T	5/23/2005	1	25990915071						
RQ	MY	2		11/10/2005	3	25038923278	1/01/2005 6/30/2005					
3	MY	N	P	7/29/2005	21	25970837848	1/01/2005 6/30/2005	1059	5752	3713	3099	-
									TOTAL	5752	3713	

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**Planned Parenthood Action Fund Inc. PAC (Planned Parenthood Federal PAC)**  
**(C00314617)**  
 2004 30 Day Post-General Report/Amended 2004 30 Day Post-General Report  
 Overview of Additional Receipts and Disbursements

Line	Original 2004 30 Day Post-General Report, filed 12/2/04 (Image 24981594445)	Amended 2004 30 Day Post-General Report, filed 1/31/05 (Image 25980405763)	Variance Amount
<b>Receipts</b>			
11(a)(ii)	\$23,816.00	\$24,096.00	\$280.00
16	\$0.00	\$3,000.00	\$3,000.00
17	\$141.31	\$132,065.31	\$131,924.00
<b>Disbursements</b>			
29	\$5,000.00	\$81,503.29	\$76,503.29
23	\$245,500.00	\$240,500.00	\$5,000.00*

\*Denotes decrease in activity.

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